Agenda Item#: 3H-15

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date: January 23, 2024	[X] Consent [] Ordinance	[] Regular [] Public Hearin
Department: Facilities Development & Op-	erations	
I. EXEC	UTIVE BRIEF	

Motion and Title: Staff recommends motion to approve: First Amendment to the License Agreement (R2019-0050) ("Agreement") with the School Board of Palm Beach County ("School Board") to extend the term of the Agreement for use of the County's courthouse facilities for Youth Court programming retroactively from January 15, 2024 through January 14, 2029.

Summary: The Agreement allows the School Board to utilize the County's courthouse facilities for Youth Court. The Agreement provided for two (2) renewal options, each for a period of five (5) years. The School Board has approved a renewal to extend the term of the Agreement to January 14, 2029, and the renewal now requires approval of the Board of County Commissioners. The First Renewal extends the term of the Agreement, adds the county's standard E-verify provision, and updates the Notice section. Other than the changes set forth herein, all other terms remain the same. **(FDO) Countywide (MWJ)**

Background and Justification: This Agreement permits the School Board to continue its use of the courthouse facilities for Youth Court programming, an alternative sanctions program operated by the Palm Beach County School District Police Department in cooperation with the State Attorney's Office, local judges and the Palm Beach County Sheriff's Office (PBSO). Youth Court currently operates at the North County, South County and Gun Club courthouse facilities. Typically the use is once a month at each location depending on cases. The Agreement provided for two (2) renewal options, each for a period of five (5) years. After approval of this First Amendment, there is one remaining renewal option left.

Attachments:	
License Agreement	
Recommended By: MB Down C. agal Colle	12/15/23
Department Director	Date /
Approved By:	14/24
County Administrator	Date

II. FISCAL IMPACT ANALYSIS

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				•		
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FIRST AMENDMENT TO LICENSE AGREEMENT

THIS FIRST AMENDMENT to the License Agreement (R2019-0050) dated January 15, 2019 ("Agreement") is made and entered into on ______, by and between Palm Beach County, a political subdivision of the State of Florida ("County") and School Board of Palm Beach County, Florida, a corporate body politic pursuant to the constitution of the State of Florida, hereinafter referred to as "School Board".

WHEREAS, the County provides certain space within the Palm Beach County Courthouse Facilities for the School Board to conduct Youth Court with students of the School District of Palm Beach County; and

WHEREAS, the County and the School Board have determined it to be beneficial to both parties to continue the Agreement.

NOW, THEREFORE, in consideration of the mutual promises contained herein, the County and School Board agree as follows:

- 1. The term of the Agreement is renewed retroactively beginning on January 15, 2024 and continuing through January 14, 2029, pursuant to the exercise of the first of two (2) five (5) year renewal options.
- 2. The Agreement is hereby modified to add the following:

10.11 E-Verify – Employment Eligibility. Licensee warrants and represents that it is in compliance with section 448.095, Florida Statutes, as may be amended, and that it: (1) is registered with the E-Verify System (E-Verify.gov), and uses the E-Verify System to electronically verify the employment eligibility of all newly hired workers; and (2) has verified that all of the Licensee's contractors and subcontractors performing any duties and obligations under this License are registered with and use the E-Verify System to electronically verify the employment eligibility of all newly hired workers.

County shall terminate this License if it has a good faith belief that Licensee has knowingly violated Section 448.09(1), Florida Statutes as may be amended.

3. Section 10.02 of the Agreement is deleted in its entirety and replaced with the following:

<u>Notice</u>. All notices required in this Agreement shall be sent by certified mail, return receipt requested, hand delivery or other delivery services requiring signed acceptance. If sent to the County, notices shall be addressed to:

If to the County at:

Palm Beach County
Facilities Development & Operations, Business Operations

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School Board/First Amendment

Attention: Division Director II 2633 Vista Parkway West Palm Beach, FL 33411-56-5 Telephone (561) 233-0217 Fax: (561) 233-0206

With a copy to:

Palm Beach County

Attn: County Attorney 301 North Olive Avenue West Palm Beach, FL 33401 Fax: (561) 355-6461

Palm Beach County Sheriff's Office Attn: Court Services Division 205 North Dixie Highway West Palm Beach, Florida 33406 Fax: (561) 355-2143

(b) If to the Licensee at:

School Board Police Youth Court Services School Board of Palm Beach County 3300 Forest Hill Blvd, C-104 West Palm Beach, Florida 33406 Fax: (561) 494-1562

Chief of Support Operations School Board of Palm Beach County 3300 Forest Hill Blvd, B-302 West Palm Beach, Florida 33406 Fax: (561) 357-7569

With copy to:

General Counsel 3318 Forest Hill Blvd. West Palm Beach, Florida 33406 Fax 561-357-7647

4. Except as modified by this First Amendment, the Agreement remains unmodified and in full force and effect in accordance with the terms thereof and is hereby ratified and confirmed by the Participant and the County.

School Board/First Amendment

IN WITNESS WHEREOF, the parties have caused this First Amendment to be executed as of the day and year first written above.

ATTEST:	
JOSEPH ABRUZZO CLERK & COMPTROLLER	PALM BEACH COUNTY, a political subdivision of the State of Florida by and through its Board of County Commissioners
Ву:	Ву:
Deputy Clerk	Maria Sachs, Mayor
APPROVED AS TO FORM AND LEGAL SUFFICIENCY:	APPROVED AS TO TERMS AND CONDITIONS:
By: Assistant County Attorney	By: Mr L. Ryll Call Isami Ayala-Collazo, Director Facilities Development & Operations
	THE SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA, a corporate body politic pursuant to the Constitution of the State of Florida.
ATTEST:	
By: Michael J. Burke, Seperintendent	By: M. Brill, Chairman

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: Kimberly Hall 12/18/2023
School Board Attorney